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FILED

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

AT 8:30 \_\_\_\_\_ M  
WILLIAM T. WALSH  
CLERK

No. 92-5350

FILED

IN RE: DONALD J. TRUMP CASINO SECURITIES  
LITIGATION -- TAJ MAHAL LITIGATION

AT 8:30 \_\_\_\_\_  
WILLIAM T. WALSH  
CLERK

- 1993

SIDNEY L. KAUFMAN, suing individually and on behalf of a class of persons similarly situated; JEROME SCHWARTZ, suing individually and on behalf of a class of persons similarly situated; PETER STUYVESANT, LTD., on behalf of itself and all others similarly situated; SUSAN CAGAN; ERIC CAGAN; DAVID E. DOUGHERTY; JEAN CURZIO; ALEXANDER L. CHARNIS; DOROTHY ARKELL; FRED GLOSSNER; HERMAN KRANGEL; ROBERT KLOSS; HELEN KLOSS; FAIRMOUNT FINANCIAL CORP.; JOANNE GOLLOMP; DINO DEL ZOTTO

V.

TRUMP'S CASTLE FUNDING; TRUMP'S CASTLE ASSOCIATES LIMITED PARTNERSHIP, a New Jersey Limited Partnership; TRUMP TAJ MAHAL FUNDING, INC., a New Jersey Corporation; TRUMP TAJ MAHAL ASSOCIATES LIMITED PARTNERSHIP, a New Jersey Limited Partnership; DONALD J. TRUMP; ROBERT S. TRUMP; JOHN O'DONNELL; NATHAN KATZ; TIM MALAND; FRANCISCO TEJEDA; JULIAN MENARGUEZ; HARVEY I. FREEMAN; PAUL HENDERSON; PATRICK C. MCKOY; EDWARD M. TRACY; MICHAEL S. VAUTRIN; JEFFREY A. ROSS; JOHN P. BELISLE; TIMOTHY G. ROSE; LORI TAYLOR; C. "BUCKY" WILLARD; THE TRUMP ORGANIZATION, INC.; TRUMP TAJ MAHAL, INC.; MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

(D.C. No. 90-MC-919) ✓

SIDNEY L. KAUFMAN, suing individually and on behalf of a class of persons similarly situated

v.

TRUMP'S CASTLE FUNDING; TRUMP'S CASTLE ASSOCIATES LIMITED PARTNERSHIP, a New Jersey Limited Partnership; TRUMP TAJ MAHAL FUNDING, INC., a New Jersey

Corporation; TRUMP TAJ MAHAL ASSOCIATES LIMITED  
PARTNERSHIP, a New Jersey Limited Partnership;  
DONALD J. TRUMP

(D.C. No. 90-02349) ✓

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JEROME SCHWARTZ, suing individually and on behalf  
of a class of persons similarly situated

v.

TRUMP'S CASTLE FUNDING, INC., (A New Jersey  
Corporation); TRUMP'S CASTLE ASSOCIATES LIMITED  
PARTNERSHIP (A New Jersey Limited Partnership);  
TRUMP TAJ MAHAL FUNDING, INC. (A New Jersey  
Corporation); TRUMP TAJ MAHAL ASSOCIATES LIMITED  
PARTNERSHIP (A New Jersey Limited Partnership);  
DONALD J. TRUMP

(D.C. Civil No. 90-02350) ✓

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PETER STUYVESANT, LTD., on behalf of itself and  
all others similarly situated

v.

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DONALD J. TRUMP; ROBERT S. TRUMP; JOHN O'DONNELL;  
TRUMP PLAZA FUNDING, INC.; NATHAN KATZ; TIM  
MALAND; TRUMP PLAZA ASSOCIATES; FRANCISCO TEJEDA;  
JULIAN MENARGUEZ; HARVEY I. FREEMAN; PAUL  
HENDERSON; PATRICK C. MCKOY; EDWARD M. TRACY;  
MICHAEL-S. VAUTRIN; JEFFREY A. ROSS; JOHN P.  
BELISLE; TIMOTHY G. ROSE; TRUMP'S CASTLE FUNDING,  
INC.; LORI TAYLOR; TRUMP'S CASTLE ASSOCIATES  
LIMITED PARTNERSHIP

(D.C. Civil No. 90-05004) ✓

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SUSAN CAGAN; ERIC CAGAN; DAVID E. DOUGHERTY; JEAN  
CURZIO

v.

DONALD J. TRUMP; ROBERT S. TRUMP; HARVEY I. FREEMAN; C. "BUCKY" WILLARD; TRUMP TAJ MAHAL FUNDING, INC.; TRUMP TAJ MAHAL ASSOCIATES LIMITED PARTNERSHIP; THE TRUMP ORGANIZATION, INC.; TRUMP TAJ MAHAL INCORPORATED; MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

(D.C. Civil No. 90-05051) ✓

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ALEXANDER L. CHARNIS; DOROTHY ARKELL

v.

DONALD J. TRUMP; ROBERT S. TRUMP; HARVEY I. FREEMAN; C. "BUCKY" WILLARD; TRUMP TAJ MAHAL FUNDING, INC.; TRUMP TAJ MAHAL ASSOCIATES LIMITED PARTNERSHIP; THE TRUMP ORGANIZATION, INC.; MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

(D.C. Civil No. 90-05052) ✓

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FAIRMONT FINANCIAL CORP.; JOANNE GOLLOMP, on behalf of themselves and all others similarly situated

v.

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DONALD J. TRUMP; HARVEY S. FREEMAN; ROBERT S. TRUMP; THE TRUMP ORGANIZATION, INC.; MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED; TRUMP TAJ MAHAL FUNDING, INC.; TRUMP TAJ MAHAL, INC.; TRUMP TAJ ASSOCIATES LIMITED PARTNERSHIP

(D.C. Civil No. 91-00018) ✓

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ROBERT KLOSS; HELEN KLOSS

v.

DONALD J. TRUMP; ROBERT S. TRUMP; HARVEY I. FREEMAN; C. "BUCKY" WILLARD; TRUMP TAJ MAHAL ASSOCIATES LIMITED PARTNERSHIP; THE TRUMP

ORGANIZATION, INC.; TRUMP TAJ MAHAL, INC.; MERRILL  
LYNCH, PIERCE, FENNER & SMITH INCORPORATED

(D.C. Civil No. 91-0019)

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FRED GLOSSNER; HERMAN KRANGEL

v.

DONALD J. TRUMP; HARVEY S. FREEMAN; ROBERT S.  
TRUMP; THE TRUMP ORGANIZATION, INC.; MERRILL  
LYNCH, PIERCE, FENNER & SMITH INCORPORATED; TRUMP  
TAJ MAHAL FUNDING, INC.; TRUMP TAJ MAHAL, INC.;  
TRUMP TAJ MAHAL ASSOCIATES LIMITED PARTNERSHIP

(D.C. Civil No. 91-00020)

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DINO DEL ZOTTO

v.

DONALD J. TRUMP; ROBERT S. TRUMP; HARVEY I.  
FREEMAN; C. "BUCKY" WILLARD; TRUMP TAJ MAHAL  
FUNDING, INC.; TRUMP TAJ MAHAL ASSOCIATES; THE  
TRUMP ORGANIZATION, INC.; TRUMP TAJ MAHAL, INC.;  
MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

(D.C. Civil No. 92-00621)

Joanne Gollomp, Susan Cagan, Eric Cagan,  
David E. Dougherty, Jean Curzio, Robert  
and Helen Kloss, Fred Glossner, Herman  
Krangel, Sidney Kaufman, Jerome  
Schwartz, Dino Del Zotto, Alexander L.  
Charnis and Dorothy Arkell, on behalf of  
themselves and all others similarly  
situated,

Appellants

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On Appeal From the United States District Court  
for the District of New Jersey  
(D.C. Civil Nos. 90-MC-919, 90-02349, 90-02350,

90-05004, 90-05051, 90-05052, 91-00018,  
91-00019, 91-00020, 92-00621)

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Before: BECKER, ALITO, Circuit Judges  
and ATKINS, District Judge

JUDGMENT

This cause came to be heard on the record from the United States District Court for the District of New Jersey and was argued by counsel on January 29, 1993.

On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said District Court filed June 2, 1992 and entered June 17, 1992, be, and the same is hereby affirmed. Costs taxed against appellants. All of the above in accordance with the opinion of this Court.

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ATTEST:

*P. Douglas Sisk*  
Clerk

Dated: October 14, 1993

Certified as a true copy and issued in lieu  
of a formal mandate on November 5, 1993.

Teste:

*P. Douglas Sisk*  
Clerk, U. S. Court of Appeals for the Third Circuit.

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\*. The Honorable C. Clyde Atkins, United States District Judge for the Southern District of Florida, sitting by designation.